

UNITED STATES GOVERNMENT

Memorandum

TO : Matt Walker, Chief, Proceedings Branch

DATE: FEB 28 1973

FROM : James L. Jaffe, Proceedings Branch


SUBJECT: Hawaii NPDES Program

These comments are keyed to the opinion of Regional Counsel dated February 1, 1973.

R/C Paragraph

3. - Section 6(c) of Act 100 does not call for best practicable treatment by 1977 or best available treatment by 1983 or secondary treatment by 1977. The fact that the director [of the State program] can issue a permit does not insure that the above requirements will be adhered to.
5. - Section 6(c) of Act 100 does not contain 6(c)(1) which is a proposed amendment only. If the amendment is passed the authority will be sufficient; presently it is not now sufficient.
6. Same as 5 §6(c)(2) proposed
7. Same as 5 §6(c)(3) proposed
8. Same as 5 §31(6) proposed
9. Same as 5 §32(10) proposed
10. Same as 5 §32(11) proposed
23. Same as 5 §32 proposed
25. Same as 5 §32(10) proposed
26. Same as 5 §§5, 32(10)(b) proposed

Other than the above areas of concern I concur with the R/C opinion.


James L. Jaffe

